IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY EIGHTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 21949 of 2002

Between:

Ayub Khan S/o. Shabbar Khan
R/o. H.No. 12-13-414/5, Street No. 1 Tarnaka,
Secunderabad

..... PETITIONER

AND

The Deputy Commissioner of Police
North Zone, Secunderabad

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly a Writ in the nature of Mandamus directing the respondent to grant licence in fire crackers to the petitioner at the premises No. 12-5-29, South Lalaguda, Tarnaka on the road leading from Tarnaka to Moulali as prayed for in the application dated 24-10-2002 by quashing the order in Memo.No.HN/A1/1980/39/2002 dated 28-10-2002 on the file of respondent as being arbitrary, colorable exercise of power and violative of principles of natural justice and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.P.V.NARAYANA RAO

Counsel for the Respondent: GP FOR HOME

The Court made the following:

ORDER:

-

The petitioner applied for grant of fire-crackers licence to conduct retail business

during Diwali 2002 for selling fire-crackers. The respondent issued memo, dated 28.10.2002, rejecting the temporary cracker licence of the petitioner, as the premises of his shop was residential area. Assailing the same, the present writ petition is filed.

The grievance of the petitioner is in not permitting him to open the fire-crackers shop for Diwali 2002. Therefore, nothing survives in the writ petition.

The writ petition is therefore, dismissed as infructuous. No costs.

_____

(V.V.S.RAO, J)

28.06.2005

vs

To

1 The Deputy Commissioner of Police
North Zone, Secunderabad

2 2 CCs to Government Pleader for Home, HIgh

Court Buildings, Hyderabad. (OUT)

3 2 CD copies